

REMARKS

Claims 1-8, 10, 12, 14-15, 26-36 currently remain in the application. Claims 1-8, 10, 12, 14-15 and 26-36 were rejected.

In-person interview of July 23, 2004

The Applicants thank the Examiner for his time during the in-person interview of April 8, 2005. During the interview, U.S. provisional application 60/153,195 was discussed. The Examiner indicated that he did not believe that the provisional supported the embodiment of a hand-held device shown in Figs. 19a-d of U.S. patent 6,758,393 which claims priority to U.S. provisional application 60/153,195.

Rejections under 35 U.S.C. § 102

The Examiner rejected claims 1-8, 10, 12, 14-15, 26-36 under 35 U.S.C. 102 (e) as being anticipated by Luciano (U.S. patent no. 6,758,393). The rejection is respectfully traversed.

The Examiner relies on Luciano, Figs. 19a-19d and Col. 12 to teach the instant application. Applicant believes this material is not prior art to the instant application because the provisional application 60/153,195 does not support the material cited by the Examiner in the rejection. Thus, the patent filing date of Luciano, Sept. 11, 2000 must be used for the purposes of determining priority. The filing date of Luciano is after the effective filing date of the instant application, which is April 7, 2000. Therefore, for at least these reasons, the applicant respectfully submits that Luciano can't be said to anticipate claims 1-8, 10, 12, 14-15, 26-36 and the rejection is believed overcome thereby.

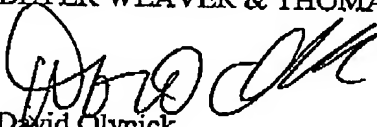
Rejections under 35 U.S.C. § 103

The Examiner rejected claims 2 under 35 U.S.C. 103 as being unpatentable over Luciano (U.S. patent no. 6,758,393). The rejection is respectfully traversed.

As discussed, Applicant believes the material relied on by the Examiner is not prior art to the instant application. Therefore, for at least these reasons, Luciano can't be said to render obvious claim 2 of the present invention and the rejection is believed overcome thereby.

Applicant believes that all pending claims are allowable and respectfully requests a Notice of Allowance for this application from the Examiner. Should the Examiner believe that a telephone conference would expedite the prosecution of this application, the undersigned can be reached at the telephone number set out below.

Respectfully submitted,
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